



LL (S) JMW

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	10/623,541
Filing Date	July 22, 2003
First Named Inventor	Tsuyoshi SHIBATA, et al.
Group Art Unit	2853
Examiner Name	J. Huffman
Attorney Docket Number	01272.020609

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114									
<p>a. <input checked="" type="checkbox"/> Previously submitted</p> <p>i. <input checked="" type="checkbox"/> Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on <u>December 12, 2005</u> (Any unentered amendment(s) referred to above will be entered).</p> <p>ii. <input type="checkbox"/> Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____</p> <p>iii. <input type="checkbox"/> Other _____</p>									
<p>b. <input checked="" type="checkbox"/> Enclosed</p> <p>i. <input checked="" type="checkbox"/> Preliminary Amendment</p> <p>ii. <input type="checkbox"/> Affidavit(s)/Declaration(s)</p> <p>iii. <input type="checkbox"/> Information Disclosure Statement (IDS)</p> <p>iv. <input type="checkbox"/> Other: _____</p>									
2. Miscellaneous									
<p>a. <input type="checkbox"/> Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)</p> <p>b. <input checked="" type="checkbox"/> Other: Applicants petition the Assistant Commissioner for Patents to extend the time for response to the Office Action dated August 10, 2005, for one additional month from December 12, 2005 to January 10, 2006, and submit \$330.00 for payment of the extension fee. A Petition for (one-month) Extension of Time and the requisite fee were filed on December 12, 2005.</p>									
3. Fees									
<p>The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.</p> <p>a. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any deficiencies in the following fees, or credit any overpayments, to Deposit Account No. <u>06-1205</u></p> <table><tr><td>i. <input checked="" type="checkbox"/> RCE fee required under 37 C.F.R. § 1.17(e)</td><td><u>01 FC:1801</u></td><td><u>790.00</u> OP</td></tr><tr><td>ii. <input checked="" type="checkbox"/> Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)</td><td><u>02 FC:1252</u></td><td><u>330.00</u> OP</td></tr><tr><td>iii. <input type="checkbox"/> Other _____</td><td></td><td></td></tr></table> <p>b. <input checked="" type="checkbox"/> Checks in the amount of \$ <u>790.00</u> and <u>330.00</u> are enclosed</p> <p>c. <input type="checkbox"/> Payment by credit card (Form PTO-2038 enclosed)</p>	i. <input checked="" type="checkbox"/> RCE fee required under 37 C.F.R. § 1.17(e)	<u>01 FC:1801</u>	<u>790.00</u> OP	ii. <input checked="" type="checkbox"/> Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)	<u>02 FC:1252</u>	<u>330.00</u> OP	iii. <input type="checkbox"/> Other _____		
i. <input checked="" type="checkbox"/> RCE fee required under 37 C.F.R. § 1.17(e)	<u>01 FC:1801</u>	<u>790.00</u> OP							
ii. <input checked="" type="checkbox"/> Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)	<u>02 FC:1252</u>	<u>330.00</u> OP							
iii. <input type="checkbox"/> Other _____									

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Mark A. Williamson	Registration No. (Attorney/Agent)	33,628
Signature		Date	January 10, 2006

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Director of the U.S.P.T.O., P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.